

Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF DEFENSE

Corps of Engineers

33 CFR Part 334

[Docket Number COE-2019-0010]

Washington Channel, Fort McNair, Washington, DC; Restricted Area

AGENCY: U.S. Army Corps of Engineers, Defense (DoD).

ACTION: Proposed rule; withdrawal.

SUMMARY: The U.S. Army Corps of Engineers (Corps) withdraws the proposed rules to establish a restricted area in the Washington Channel adjacent to Fort McNair in Washington, DC. The first notice of proposed rulemaking was published in the **Federal Register** on August 8, 2019, and a revised notice of proposed rulemaking was published in the **Federal Register** on October 13, 2020. In correspondence dated March 22, 2022, Fort McNair withdrew their request for the establishment of the restricted area.

DATES: As of May 2, 2022, the Corps is withdrawing the proposed rules published on August 9, 2019 (84 FR 38893) and October 13, 2020 (85 FR 64434).

DATES: U.S. Army Corps of Engineers, Attn: CECW-CO-R (David B. Olson), 441 G Street NW, Washington, DC 20314-1000.

FOR FURTHER INFORMATION CONTACT: Mr. David Olson, Headquarters, Operations and Regulatory Division, Washington, DC at 202-761-4922.

SUPPLEMENTARY INFORMATION: In a correspondence dated September 15, 2017, Ft. McNair requested that the Corps, pursuant to the Corps' authorities in 40 Stat. 266 (33 U.S.C. 1) and 40 Stat. 892 (33 U.S.C. 3), establish a restricted area in navigable waters in the Washington Channel adjacent to Fort McNair. On August 8, 2019 (84 FR 38893), the Corps published a proposed rule to establish the restricted area. On October 13, 2020 (85 FR 64434), the Corps published a revised proposed rule

to establish the restricted area. In correspondence dated March 22, 2022, Fort McNair withdrew their request for the establishment of the restricted area.

Thomas P. Smith,

*Chief, Operations and Regulatory Division,
Directorate of Civil Works.*

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POSTAL REGULATORY COMMISSION

39 CFR Part 3055

[Docket No. RM2022-7; Order No. 6160]

RIN 3211-AA32

Periodic Reporting

AGENCY: Postal Regulatory Commission.

ACTION: Advance notice of proposed rulemaking.

SUMMARY: The Commission is proposing revisions to existing annual and periodic service performance reporting requirements for the Postal Service's market dominant products as well as related revisions consistent with the Postal Service Reform Act of 2022. This document informs the public of the filing, invites public comment, and takes other administrative steps.

DATES: *Comments are due:* June 3, 2022. *Reply comments are due:* June 24, 2022.

ADDRESSES: Submit comments electronically via the Commission's Filing Online system at <https://www.prc.gov>. Those who cannot submit comments electronically should contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section by telephone for advice on filing alternatives.

FOR FURTHER INFORMATION CONTACT: David A. Trissell, General Counsel, at 202-789-6820.

SUPPLEMENTARY INFORMATION:

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I. Introduction

The Commission initiates this rulemaking to consider revisions to update the existing annual and periodic service performance reporting

requirements for the Postal Service's Market Dominant products, which are codified in 39 CFR part 3055, subparts A and B, as well as related revisions consistent with the Postal Service Reform Act of 2022 (PSRA).¹ The Commission hereby seeks comments to facilitate the Commission's examination of these reporting requirements.

II. Background

The Postal Accountability and Enhancement Act (PAEA) granted the Commission enhanced information gathering and reporting responsibilities. *See* 39 U.S.C. 3652(e)(1). The PAEA provides that the Commission shall prescribe the content and form of the public reports that the Postal Service files with the Commission under section 3652. *Id.* In doing so, the Commission must attempt to provide the public with timely information that is adequate to allow it to assess the lawfulness of Postal Service rates, should attempt to avoid unnecessary or unwarranted Postal Service effort and expense, and must endeavor to protect the confidentiality of commercially sensitive information. *See id.* The Commission may initiate proceedings to improve the quality, accuracy, or completeness of Postal Service reporting whenever it determines that the service performance data have become significantly inadequate, could be significantly improved, or otherwise require revision as necessitated by the public interest. 39 U.S.C. 3652(e)(2).

In Docket No. RM2009-11, the Commission issued its initial periodic reporting requirements of service performance measurements under the PAEA.² Since then, there have been a number of relevant modifications to those requirements as well as the systems used to measure service performance generally.³ Moreover, in

¹ *See* Postal Service Reform Act of 2022, H.R. 3076, 117th Cong. (2022).

² Docket No. RM2009-11, Order Establishing Final Rules Concerning Periodic Reporting of Service Performance Measurements and Customer Satisfaction, May 25, 2010 (Order No. 465).

³ *See* Docket No. PI2015-1, Order Approving Use of Internal Measurements Systems, July 5, 2018, at 13 n.31 (Order No. 4697); Docket No. PI2015-1, Errata to Order No. 4697, August 21, 2018 (Order No. 4771); *see also* Docket No. PI2022-3, United States Postal Service Notice of Filing Changes to Service Performance Measurement Plan Document, April 22, 2022, at 1 (describing changes to the service performance measurement plan pending

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